

1 BETH MAXWELL STRATTON
2 CHAPTER 7 TRUSTEE
3 Post Office Box 3930
4 Pinedale, CA 93650
5 Telephone: (559) 441-4233
6 Facsimile: (559) 441-4234
7

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

In re:

MARK CLIVE BAILEY and
FRANCINE KARLA RODRIGUEZ
BAILEY,

Debtors.

) Case No. 09-18997-B-7

) Chapter 7

) DC No. BMS-2

) **MOTION FOR APPROVAL OF
SALE OF PERSONAL PROPERTY**

) Date: June 23, 2010

) Time: 10:00 a.m.

) Dept. B, Hon. W. Richard Lee

Beth Maxwell Stratton, Chapter 7 Trustee ("Trustee"), represents:

1. Mark Clive Bailey and Francine Karla Rodriguez Bailey, ("Debtors"), filed their Chapter 7 bankruptcy petition on September 18, 2009. Trustee is the duly appointed, qualified and acting Trustee in this case.

2. This court has jurisdiction over this motion by virtue of 28 U.S.C. section 1334 and 11 U.S.C. section 363. This is a core matter under 28 U.S.C. section 157(b)(2)(A) & (N).

3. The assets of the estate include a 2004 Toyota Sienna ("Sienna").

4. Debtors declared the value of the Sienna to be \$10,450.00, and Trustee confirmed the value with Kelly Blue Book.

5. Debtors claimed an exemption of \$2,550.00 in the Sienna.

1 6. Trustee has agreed to sell the non-exempt equity in the Sienna to the Debtors
2 for the sum of \$7,400.00. Trustee has received the sum of \$7,400.00 from the Debtors.

3 7. After considering the Blue Book value, Trustee believes that the above is the
4 best price that Trustee can obtain and Trustee believes that it is in the best interest of the
5 estate to sell the Sienna to the Debtors according to the terms as set forth above. Trustee
6 believes that no price can be obtained for the vehicle which would net a greater amount to the
7 estate.

8 8. There are no liens on the Sienna.

9 9. Trustee will not incur a tax liability as a result of the sale.

10 WHEREFORE, Trustee prays that she be authorized to sell the Sienna to the Debtors
11 as set forth above.

12 Dated: May 18, 2010



BETH MAXWELL STRATTON, Trustee